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SENATE BILL 256

49TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2009

INTRODUCED BY

Timothy M. Keller

AN ACT

RELATING TO THE LEGISLATIVE FINANCE COMMITTEE; REQUIRING THE
LEGISLATIVE FINANCE COMMITTEE TO INCLUDE COMMUNITY HEALTH
IMPACT INFORMATION IN EVALUATIONS OF PENDING LEGISLATION.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

Section 1. Section 2-5-4.1 NMSA 1978 (being Laws 1979,
Chapter 229, Section 1, as amended) is amended to read:

"2-5-4.1. LEGISLATIVE SYSTEMS--COORDINATION WITH OTHER
AGENCIES--FISCAL IMPACT INFORMATION--DYNAMIC FORECASTING PILOT
PROJECT.--

A. The legislative finance committee shall
cooperate with the office of the governor, the department of
finance and administration and the taxation and revenue
department in designing a timely and accurate system of
providing fiscal impact and other pertinent information to the

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1 legislature concerning pending legislation.

2 B. When evaluating pending legislation and
3 providing fiscal impact information to the legislature pursuant
4 to Subsection A of this section, the legislative finance
5 committee shall determine whether the pending legislation will
6 have an impact on community health. When the legislative
7 finance committee finds that the legislation will have an
8 impact on community health, the committee shall cooperate with
9 the entities listed in Subsection A of this section and with
10 the New Mexico health policy commission, the department of
11 health or the human services department, or with any other
12 person with expertise in community health matters that the
13 committee wishes to consult, to include community health impact
14 information in its fiscal impact reporting. For the purposes
15 of this section, "community health" means health from a broad
16 perspective, including behavioral, physical and dental
17 population health indices; epidemiology; obesity; nutrition;
18 fitness; respiratory health; birth and mortality rates; disease
19 and injury prevention, control and treatment; health
20 professions; and health delivery systems.

21 ~~[B.]~~ C. Beginning January 1, 2004, a two-year
22 dynamic forecasting pilot project shall be conducted by the
23 legislative finance committee, the department of finance and
24 administration, the taxation and revenue department and the
25 ~~[state highway and]~~ department of transportation ~~[department]~~

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1 in which fiscal impact information provided to the legislature
2 concerning legislation that proposes one or more changes to
3 laws on taxation shall be prepared on the basis of assumptions
4 that estimate the probable behavioral response of taxpayers,
5 businesses and other persons to the proposed changes. This
6 requirement applies only to legislation:

7 (1) introduced during the second session of
8 the forty-sixth legislature and the first session of the forty-
9 seventh legislature; and

10 (2) determined by the legislative finance
11 committee, pursuant to a static fiscal estimate, to have a
12 fiscal impact when fully implemented in excess of ten million
13 dollars (\$10,000,000) in a fiscal year.

14 [~~E.~~] D. The legislative finance committee shall
15 cooperate with the department of finance and administration and
16 other necessary executive agencies to develop the methodology
17 to implement the dynamic forecasting pilot project pursuant to
18 the requirements of Subsection [~~B.~~] C of this section.

19 [~~D.~~] E. Following the first session of the forty-
20 seventh legislature, the legislative finance committee shall
21 evaluate the success of the dynamic forecasting pilot project
22 required by Subsection [~~B.~~] C of this section and determine if
23 dynamic forecasting should become a permanent feature of fiscal
24 impact analyses. In making this determination, the legislative
25 finance committee shall consider if this process:

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(1) provides a reliable and reasonably accurate analytic tool to aid legislators in determining the effect of proposed legislation;

(2) can be accomplished with a reasonable amount of resources; and

(3) can be incorporated into fiscal impact estimates in a form that is easily understood and usable."

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